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ATTORNEYS FOR PLAINTIFF

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RUSSELL BRADBERRY, individually and on  
behalf of a class of similarly situated  
individuals,

Plaintiff,

v.

MBLOX, INC., a Delaware corporation,

Defendant.

Case No.C-07-5298 PJH

**[PROPOSED] ORDER GRANTING  
PLAINTIFF'S MOTION TO  
REMAND**

Hearing Date: December 19, 2008

Time: 9:00 a.m.

Dept.: Crtrm. 3, 17<sup>th</sup> Flr.

The Honorable Phyllis J. Hamilton

**CLASS ACTION**

**[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION TO REMAND**  
Case No. C-07-5298 PJH

1 This matter came before the Court on Plaintiff's Motion to Remand. The matter  
2 having been fully briefed, the Court being fully advised of the premises, and good cause  
3 appearing, the Court rules as follows:

4 Plaintiff's Motion is GRANTED. Defendant's removal was wrong as a matter of  
5 law. Plaintiff is awarded his attorney's fees. This case is remanded to the Superior Court of  
6 the State of California, County of Santa Clara.

7 IT IS SO ORDERED.

8  
9 Dated:

By: \_\_\_\_\_

Phyllis J. Hamilton  
United States District Judge